THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Norman Chan,)
Plaintiff,)
v.)
Michaels Stores, Inc.))) Case No. 08CV3851
Defendant.) Case No. 06C v 3631
) Judge Gottschall
) Magistrate Judge Valdez
)

Notice of Motion

TO: Michael T. Smith 440 W. Irving Park Rd. Roselle, IL 60172 (847) 895-0626 (Counsel for Plaintiff)

PLEASE TAKE NOTICE that on **Thursday August 14, 2008 at 9:30 a.m.**, or as soon thereafter as counsel may be heard, the undersigned will appear before the Honorable Joan B. Gottschall, United States District Court Judge, in the courtroom usually occupied by her in the United States District Courthouse, 219 South Dearborn Street, Chicago, IL, or before such Judge as then may be sitting in her place, and shall then and there present the attached Motion For An Extension of Time to Answer or Otherwise Plead.

Respectfully submitted,

Michaels Stores, Inc., Defendant

By: <u>s/ Michael D. Ray</u> One of Their Attorneys

Richard L. Samson (IL ARDC No. 6191450) Michael D. Ray (IL ARDC No. 6285109) OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C. Two First National Plaza Twenty-Fifth Floor 20 South Clark Street Chicago, Illinois 60603-1891 (312) 558-1220

Dated: August 6, 2008

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on August 6, 2008, he caused to be electronically filed the foregoing Notice of Motion, Motion for Extension of Time to Answer or Otherwise Plead. Notice of this filing will be sent via the Court's electronic filing system to:

> Michael T. Smith, Esq. 440 W. Irving Park Rd. Roselle, IL 60172 (847) 895-0626

> > s/ Michael D. Ray

6557490.1 (OGLETREE)